

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

SHAWN MASSEY FARM  
EQUIPMENT, INC.,

*Plaintiff,*

V.

CLAAS OF AMERICA, INC.,

*Defendant.*

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CASE NO. 4:12cv300  
Judge Clark/Judge Mazzant

**ORDER ADOPTING REPORT AND  
RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the report of the United States Magistrate Judge in this action, this matter having been heretofore referred to the United States Magistrate Judge pursuant to 28 U.S.C. § 636. On December 19, 2012, the report of the Magistrate Judge was entered containing proposed findings of fact and recommendations that defendant's Motion to Dismiss [Doc. #6] and Alternative Motion to Transfer Venue [Doc. #13] be denied.

Having received the report of the United States Magistrate Judge, and no objections thereto having been timely filed, this court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the Magistrate Judge's report as the findings and conclusions of the court.

It is, therefore, **ORDERED** that defendant's Motion to Dismiss [Doc. #6] and Alternative Motion to Transfer Venue [Doc. #13] are denied.

So **ORDERED** and **SIGNED** on January 31, 2013.



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Ron Clark  
United States District Judge